IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.75212-M of 2006

Dev Dutt @ Duttu

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

Crl.Misc.No.74479-M of 2006

Kulwinder Singh

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

Crl.Misc.No.74506-M of 2006

Sanjiv Kumar @ Babba

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

Crl.Misc.No.74940-M of 2006

Krishan Lal @ Dari

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

Crl.Misc.No.74969-M of 2006

Suresh Kumar @ Kala

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

Crl.Misc.No.78104-M of 2006

Sameer Vashishat

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

DATE OF DECISION: FEBRUARY 27, 2007

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: None for the petitioner
in Crl.Misc.No.75212-M of 2006.
Mr.P.K.Gupta, Advocate,
for the petitioner in Crl.Misc.No.74479-M of 2006.
Mr.S.S.Rana, Advocate,
for the petitioner in Crl.Misc.No.74506-M of 2006.
Mr.Binderjit Singh, Advocate,
for the petitioner in Crl.Misc.No.74940-M of 2006.
Mr.H.K.Aurora, Advocate,
for the petitioner in Crl.Misc.No.74969-M of 2006.

Mr.S.S.Majithia, Advocate,
for the petitioner in Crl.Misc.No.78104-M of 2006.
Mr.Ramandeep Singh Sandhu,
Deputy Advocate General, Punjab.
Mr.J.S.Virk, Advocate,
for the complainant.

...

This order shall dispose of six Crl.Misc.petitions for anticipatory bail, bearing Crl.Misc.No.75212-M of 2006, Crl.Misc.No.74479-M of 2006, Crl.Misc.No.74506-M of 2006, Crl.Misc.No.74940-M of 2006, Crl.Misc.No.74969-M of 2006 and Crl.Misc.No.78104-M of 2006, filed by the aforesaid petitioners, in case FIR No.237 dated 23.10.2005 under Section 306 IPC, registered at Police Station City Hoshiarpur.

I have heard the counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioners contends that the aforesaid FIR was registered on the complaint made by Jaipal, brother of deceased Humraj Kumar alias Sonu. In the FIR, it has been alleged that the deceased was doing the work of lottery and he had taken money as loan on interest from various persons named in the FIR. It has been further alleged that in a meeting, certain persons namely, Dari resident of Rishi Nagar, Pathania, resident of Chhabewal, Samir having a shop on Phagwara Road, Babba, resident of Prahlad Nagar and Kala, resident of Lachhman Dass Saranwala did not agree for proposal of repayment of the loan in instalments and they said that they will have their amount. It has been alleged that subsequently, brother of the complainant committed suicide by consuming some poisonous substance. Before committing suicide, he told the complainant on telephone that he was going to commit suicide because he had been harassed by these persons.

Counsel for the petitioners contends that in this case, on a complaint made by the wife of the deceased, an enquiry was conducted by the Deputy Superintendent of Police, who submitted his report, according to which, it was found that the deceased was having illicit relations with one lady and due to that there was a family quarrel on the night of 22/23.10.2006 and due to the said quarrel, the deceased committed suicide. On the last date of hearing, the case was adjourned on the request of counsel for the

respondent-State to verify the said fact. Today, counsel for the respondent-State submitted that an enquiry was handed over to the Deputy Superintendent of Police in which it was found that the deceased committed suicide due to the quarrel in the family before the date of the occurrence on account of having illicit relations with a lady.

Counsel for the petitioners contends that terms of the interim orders dated November 30, 2006, December 5, 2006 and December 18, 2006, all the petitioners have joined the investigation. This fact has not been disputed by the State counsel and he further on instructions from HC Gurmail Singh states that the petitioners is no more required for further investigation.

In view of the above, the interim orders November 30, 2006, December 5, 2006 and December 18, 2006 are made absolute on the same terms and conditions.

Disposed of accordingly.

February 27, 2007 (SATISH KUMAR MITTAL)
vkg JUDGE